

AMENDMENTS TO THE CLAIMS

The listing of claims will replace all prior versions and listings of claims in the application:

Listing of Claims:

1. *(Currently Amended)* A fragment projectile, comprising:

 a projectile casing ~~having~~ defining a hollow interior space;

 heavy metal fragments at least partially filling ~~at least half of~~ the hollow interior space;

an a pyrotechnical ejector charge disposed ~~at the~~ in a rear of the hollow interior space, wherein the heavy metal fragments fill more of the hollow interior space than the pyrotechnical ejector charge and any explosive charge, and wherein the pyrotechnical ejector charge ~~to eject the fragments from the projectile casing~~, when activated[[,]] during the flight of the projectile, ~~the ejector charge causing the projectile casing to rupture at most at a projectile tip~~ forces the heavy metal fragments out of the hollow interior space through a projectile tip at a front of the projectile casing through which the fragments are ejected; and

 means for activating the pyrotechnical ejector charge at a desired time during the flight of the projectile.

2. *(Currently Amended)* The fragment projectile according to claim 1, wherein the means for activating, ~~activates~~ is adapted to activate the pyrotechnical ejector charge at a predetermined time during the flight of the projectile.

3. **(Currently Amended)** The fragment projectile according to claim 2, wherein the means for activating is a programmable timer fuse.

4. **(Original)** The fragment projectile according to claim 1, wherein the fragment projectile is a subcaliber projectile provided with a propelling cage sabot.

5. **(Currently Amended)** The fragment projectile according to claim 4, wherein the heavy metal fragments are spherical.

6. **(Currently Amended)** The fragment projectile according to claim 5, wherein the heavy metal fragments comprise tungsten ~~heavy metal~~.

7. **(Currently Amended)** The fragment projectile according to claim 1, wherein the means for activating includes a programmable timer fuse or a proximity fuse to ignite the pyrotechnical ejector charge.

8. **(Currently Amended)** The fragment projectile according to claim 1, wherein the heavy metal fragments are spherical.

9. **(Currently Amended)** The fragment projectile according to claim 8, wherein the heavy metal fragments are formed of tungsten ~~heavy metal~~.

10. *(Previously Presented)* The fragment projectile according to claim 1, further comprising fins that stabilize the projectile during flight.

11-21. *(Canceled)*

22. *(New)* The fragment projectile according to claim 1, further comprising predetermined fracture points in a region of the projectile tip to assure a reproducible ejection of the heavy metal fragments when the pyrotechnical ejector charge is activated during the flight of the projectile.

23. *(New)* The fragment projectile according to claim 1, wherein the heavy metal fragments fill at least half of the hollow interior space.